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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 29, 2004..

Trudi Thompson
Trudi Thompson

Application Number	:	09/772,634	Confirmation No. 9937
Filing Date	:	January 30, 2001	
Inventor(s)	:	Steven W. Herring	
Title	:	METHODS FOR STABILIZING LYOPHILIZED BLOOD PROTEINS	
Group Art Unit	:	1653	
Examiner Name	:	Abdel A. Mohamed	
Docket No.	:	32943/JWP/A97	Date: April 29, 2004
Customer No.	:	23363	

MAIL TO: Mail Stop RCE

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

This application is **not** an application of the kind specified in 37 CFR § 1.114(e).

1. THE STATUS OF THE APPLICATION IS AS FOLLOWS:

a. Pending (no review proceedings active)

(1) An Action was mailed by the Office on November 4, 2003, as to which no appeal under 37 CFR § 1.191 has been filed and
_____ a response under 37 CFR § 1.116 was mailed on
_____ via Express Mail
_____ with certificate of mailing under 37 CFR § 1.8
 that Action was a Final Rejection, the finality of which is to be withdrawn by this Request
_____ an appeal or civil action under 35 U.S.C. 141,145 or 146 has been terminated

(2) Allowed: the Notice of Allowance was mailed by the Office on
_____ the Issue Fee has not been paid
_____ the Issue Fee has been paid and a petition under 37 CFR § 1.313 was granted on

b. Pending (with review proceeding active)

An appeal under 37 CFR § 1.191 has been filed. Applicant(s) hereby withdraw that appeal and request reopening of the prosecution of the application.

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**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Application No. 09/772,634

2. SUBMISSION(S) REQUIRED (check at least one)

a. Previously submitted

Consider the amendments/reply under 37 CFR § 1.116 previously filed on
 Consider the arguments in the Appeal or Reply Brief previously filed on
 Other:

b. Enclosed

Amendment/Reply
 Affidavit(s)/Declaration(s)
 Information Disclosure Statement
 Documents under 37 CFR § 1.48
 Petition for Extension of Time
 Other: Checks for \$770 and \$950

The Examiner is requested to telephone the undersigned promptly following receipt and initial review of the application in light of the Submission(s) for the conduct of, or the scheduling of, a telephone interview in the application.

Please address all correspondence to **CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068**.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By

John W. Peck, Ph.D.
Reg. No. 44,284
626/795-9900

JWP/tt

**REQUEST FOR CONTINUED EXAMINATION (RCE)
FEE CALCULATION SHEET**

Application No. 09/772,634

PART I—BASIC FEE		Small Entity \$385.00	Large Entity \$770.00	\$770.00
BASIC FEE				

PART II—ADDITIONAL CLAIMS (compared to application before RCE)						
	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims	30	*30	0	0 x \$9.00	0 x \$18.00	0
Independent Claims	3	**4	0	0 x \$43.00	0 x \$86.00	0
First Presentation of Multiple Dependent Claim				\$145.00	\$290.00	0
TOTAL CLAIMS FEE						\$770.00
List Independent Claims: 1, 18, 19, 20, 21, 22, 26						
* IF THE "HIGHEST NUMBER OF TOTAL CLAIMS PREVIOUSLY PAID FOR" IS LESS THAN 20, WRITE "20" IN THIS SPACE.						
** IF THE HIGHEST NUMBER PREVIOUSLY PAID OR IS 3 OR LESS, WRITE "3" IN THIS SPACE.						

1. FEES (*The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.*)
 - a. Amount (total from Fee Calculation Sheet)
A check for \$770.00 is enclosed.
 - b. X The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required for this transaction to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. A duplicate copy hereof is enclosed.
 - c. TXT IRV1076661.1-*04/29/04 1:53 PM



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Appl No. : 09/772,634 Confirmation No. 9937
Applicant : Steven W. Herring
Filed : January 30, 2001
Title : METHODS FOR STABILIZING LYOPHILIZED BLOOD PROTEINS

TC/A.U. : 1653
Examiner : Abdel A. Mohamed

Docket No. : 32943/JWP/A97

Customer No. : 23363

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
April 29, 2004

Commissioner:

In response to the Office action of November 4, 2003,
please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims
which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.